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U.S. APPLICATION NUMBER NO. 10/589,245	FIRST NAMED APPLICANT Harry Niessner	ATTY. DOCKET NO. 0922 0216US <i>ABA</i>
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DREISS, FUHLENDORF, STEIMLE & BECKER  
POSTFACH 10 37 62  
D-70032 STUTTGART,  
GERMANY

FRIST
21.4.11
FRIST/VORFRIST NOT. <input checked="" type="checkbox"/>

INTERNATIONAL APPLICATION NO.

PCT/EP05/01010

I.A. FILING DATE 02/02/2005	PRIORITY DATE 02/20/2004
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CONFIRMATION NO. 5694  
371 FORMALITIES LETTER



0000000046758630

Date Mailed: 03/24/2011

### NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- Priority Document
- Copy of the International Application filed on 08/14/2006
- English Translation of the IA filed on 08/14/2006
- Copy of the International Search Report filed on 08/14/2006
- Preliminary Amendments filed on 08/14/2006
- Information Disclosure Statements filed on 08/14/2006
- Oath or Declaration filed on 04/05/2007
- Request for Immediate Examination filed on 08/14/2006
- U.S. Basic National Fees filed on 08/14/2006
- Priority Documents filed on 08/14/2006

Applicant's response filed 04/05/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 04/11/2007 have not been completed.

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
  - The declaration is not complete. You filed multiple sets of declarations however the declaration do not list all the inventors listed on the declaration which appear on International Application. You also list inventor Martin Lippert on the declaration however name is not listed on the International Application.
- Surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 was not received.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

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FORM PCT/DOE/O916 (371 Formalities Notice)

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

CATHERINE D SHORT

Telephone: (703) 756-1406